



Todd H. Sarris, Chief
Accredited Police Agency

TOWN OF EAST HAMPTON
POLICE DEPARTMENT

131 Wainscott Northwest Road
P.O. Box 909
Wainscott, NY 11975-0909



631-537-6863
Fax: 631-537-6833

August 23, 2007

Federal Communications Commission
Ms. Marlene H. Dortch, Secretary
Office of the Secretary
445 12th St. SW
Washington, DC 20554

Dear Ms. Dortch;

I. Introduction:

1. Docket No. 02-55 waiver request of the East Hampton Town Police Department (FRN 0003500816), Town of East Hampton, County of Suffolk, State of New York.

II. Background:

2. The Town of East Hampton, County of Suffolk, State of New York, FRN No. 0003500816, operates a Part 90 Public Safety Radio System, Radio Service YP, under the call sign WPKG 788 within the municipality for the protection of its' personnel and the public. The system is licensed for five sites within the operation area of the license.

III. Discussion:

3. The Town of East Hampton respectfully requests a waiver of the provisions of FCC Public Notice WT DA 06-2555, Docket No. 02-55, specifically requesting that the Town be reimbursed by Nextel for the rebanding of one frequency, 860.7625 mhz, at two locations.
4. Application number WQHI678, file no. 0003129846, for an STA with a waiver, has been submitted, reviewed and the STA was granted call sign WQHI678.

cc of copies to
LITABCOE

5. Application number 0002910972 for call sign WPKG788 for a modification (FCC 601 MD), prepared by APCO, was received by the Commission on February 13, 2007 reviewed and returned for an amendment on May 3, 2007.
6. The waiver was rewritten and amended, the amendment was received by the Commission on June 22, 2007; the application was returned on June 25, 2007 because it contained a request to license a frequency, 860.7625 mHz, that was in the rebanding plan.
7. APCO then resubmitted the application, file number 0002910972, deleting the one frequency at the two locations. The application was granted on July 2, 2007 - call sign WPKG 788.
8. While it is understood that the Commission limited licensees' ability to add new facilities during the negotiation period that would add to the cost and burden of rebanding, it is clearly evident that the Town has been licensed on the frequency, 860.7625 mhz since the original license was issued in 1997.
9. The Town of East Hampton is currently in the negotiation phase of 800 mHz rebanding with Sprint/Nextel, deal number 8910427815.
10. The Town has been assigned a rebanded frequency of 856.0875 mHz, which will be operational upon completion of the rebanding process.

Respectfully submitted,



Todd H. Sarris
Chief of Police

THS:jb

cc: Jeff Mullins, Transition Authority
Ben Aron, Sprint/Nextel
Tim Fowler, Motorola